

**IN THE HIGH COURT OF JUDICATURE, ANDHRA PRADESH
AT HYDERABAD**

(Special Original Jurisdiction)

THURSDAY, THE TWENTY THIRD DAY OF JUNE
TWO THOUSAND AND FIVE

PRESENT

THE HON'BLE MR JUSTICE N.V. RAMANA

WRIT PETITION No. 26628 of 2001

Between:

M.V.S. Ram Prakash, S/o M.V. Ranga Chary,
R/o H.No.17-73, Road No.3, Srinagar Colony,
Dilsukhnagar, Hyderabad-60. ... PETITIONER

AND

- 1 Osmania University, rep. by Vice-Chancellor,
Hyderabad.
- 2 The Director, Directorate of Admissions,
Osmania University, Hyderabad.
- 3 Osmania University, Rep. by Registrar,
Hyderabad. RESPONDENTS

Petition under Article 226 of the Constitution of India praying that in the circumstances stated in the affidavit filed herein the High Court will be pleased to issue an order or direction more in the nature of Writ of Mandamus, declaring the Memo No.956/DA/2001 dt: 18-12-2001 issued by the 2nd respondent, cancelling the regular admission given to the petitioner on 13-12-2001 without issuing any notice or opportunity as illegal, arbitrary, unjust and unconstitutional, apart being violative of Principles of Natural Justice, and declare the same as void abinitio, null and void and nonest in the eye of law, by holding that the admission granted on 13-12-2001 by the 2nd respondent into L.L.M. (Labour Law) Day Course in University College of Law as legal and accordance with law.

Counsel for the Petitioner : Mr.T.SURYA KARAN REDDY

Counsel for Respondents : Mr.DEEPAK BHATTACHARJEE, SC FOR O.U.

The Court made the following :

ORDER:

Assailing the Memo No.956/DA/2001 dt: 18-12-2001 issued by the 2nd respondent, cancelling the regular admission given to the petitioner on 13-12-2001, the present writ petition is filed.

The petitioner states that he secured rank No.482 in the LLM Entrance Test conducted on 14.10.2001 and pursuant to the same, he was allotted with a seat in LL.M. (Labour Law) day course in University College of Law and he paid the fee and obtained the admit card. He further states that at the time of admission of his application and the date of LL.M. Entrance Test, he did not hold the LL.B. Degree Certificate and he completed the same on 2.11.2001. The petitioner further states that the second respondent vide impugned proceedings dated 18.12.2001 cancelled the admission of the petitioner into LL.M. course on the ground that the petitioner passed the LL.B. examination only in the month of November 2001, but as per eligibility conditions, he is required to be passed on or before 13th September 2001. Aggrieved by the same, the present writ petition is filed.

In the counter affidavit filed by the respondents, it is stated that the cut-off date for acquiring the Degree Certificate is 13.9.2001 and the petitioner has acquired the qualification in the month of November 2001 and therefore, he is not eligible for admission into LL.M. course. It is further stated that the admission of the petitioner was only provisional and the University has the right to scrutinize the admission and cancel at any stage. It is also stated that as the petitioner is not a Law Graduate as on the cut-off date i.e.13.9.2001, his provisional admission was cancelled by impugned proceedings dated 18.12.2001. In para 8 of the counter affidavit, it is stated that in any view of the matter, all the seats were filled up and there is no vacancy for the petitioner.

For the foregoing reasons, I am of the view that no orders are required to be passed in the writ petition and therefore, the same is accordingly dismissed as infructuous. There shall be no order as to costs.

N.V.RAMANA, J

Date: 23.6.2005

DA

To

- 1 The Vice Chancellor, Osmania University, Hyderabad.
- 2 The Director, Directorate of Admissions,
Osmania University, Hyderabad.
- 3 The Registrar, Osmania University, Hyderabad.
- 4 Two CD copies.